DECLARATION AND POWER OF ATTORNEY

ney's Docket No. 3237

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: APPARATUS FOR DISPENSING FOOD PRODUCTS the specification of which

| (check one) | [X] | is attached hereto | |
|-------------|-----|---|-----------|
| (check one) | [] | was filed on Application Serial No and was amended on | as |
| | | (if app | olicable) |

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject manner of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

| Application Serial No. | Filing Date | Status (patented, pending, abandoned) |
|--|--|---|
| | | |
| | | |
| this application and transact all busin number) Charles B. Haverstock (18,26 | ness in the Patent and Tradema 5); Robert M. Garrett (28 | oint the following attorney(s) and/or agent(s) to prosecute rk Office connected therewith: (list name and registration 8,717); Herbert B. Roberts (17,381); 34); Holly M. Amjad (41,582) and Bruce E. |
| Send Correspondence to: | | Direct Telephone Calls To: (name and telephone number) |
| HAVERSTOCK, GAR | RETT & ROBERTS L | LP Charles B. Haverstock |
| 611 Olive Street, Suite | 1610 | (314) 241-4427 |
| St. Louis, Missouri 631 | 101 | |

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SOLE OR FIRST INVENTOR:

| | David | J. Middle Name | Howe Last Name | _ | | | |
|--------------------------------|--|-----------------------------|----------------------|-----------|--|--|--|
| Signature: | rst Name Middle | | Date _2/02/01 | | | | |
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| | | | | | | | |
| SECOND JOINT INVENTOR, IF ANY: | | | | | | | |
| Full Name:A | Villiam irst Name | A. Middle Name | Johnson Last Name | | | | |
| Signature: | irst Name Middle | . (/// Name //ast Name | Date 31 January 200 | <u>))</u> | | | |
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